IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.5664 of 2008
AASUDEO RAUT @ AASDEO RAUT @ MOHAN
Versus
STATE OF BIHAR
---

4 16/09/2008 Heard learned counsel for the petitioner and learned counsel representing the State.

The petitioner is an accused of a case which has been registered under sections 366A, 363/34 of the Indian Penal Code. The informant has alleged that his minor daughter Vikky Kumari @ Puja was found missing from the house. The petitioner was also found missing.

Submission is that the petitioner was the servant of the informant. The victim has been recovered and she has given different statements under sections 161 and 164 of the Cr.P.C. Further submission is that three independent witnesses have not supported the prosecution version. The petitioner is in custody since 9.8.2006.

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A report has been called for from the court below. It appears from the report that the PW 3 has been examined on 27.8.2007 and on 1.9.2007 but the prosecution was not bringing other witnesses inspite of issuance of non-bailable warrant against the informant. Others are also to be examined.

Considering the facts and circumstances of the case, the petitioner Aasudeo Raut @ Aasudeo Raut @ Mohan is directed to be released on bail on furnishing of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction

of the Additional Sessions Judge, F.T.C. VII, Sitamarhi in Sessions Trial No. 639 of 2006 arising out of Bathnaha P.S. Case No. 10 of 2006.

avin **(Shyam Kishore Sharma, J.)**

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